THE PRESS AND REGISTRATION OF BOOKS ACT, 1867

(XXV OF 1867).

G. N., G. D., No. 1891, dated 15th March 1916 (B. G., Pt. I, p. 456). S. 20

In exercise of the power conferred by section 20 of Act XXV of 1867, His Excellency the Governor in Council is pleased to lay down the following scale for the levy of fees for the inspection of, and the grant of certified copies from, the register of copywright works kept by the Oriental Translator to Government :—

Annas eight for the inspection of any single entry.
Rupees two for a certified copy of such entry.

G. N., H. D. (Pol.), No. 2494-Poll., dated 19th November 1923 (B. G., Pt. I, p. 2863). S. 20 Bombay Press and Registration of Books Rules, 1923.

Amended by G. N., H. D. (Pol.), No. 899-Poll., dated 31st May 1929.
Amended by G. N., H. D. (Pol.), No. 1803-A-Poll., dated 6th June 1930.
Amended by G. N., H. D. (Pol.), No. 2020-Poll., dated 7th Dec. 1934.
Amended by G. N., H. D. (Pol.), No. 317-Poll., dated 17th Mar. 1936.
Amended by G. N., H. D. (Pol.), No. 1132-Poll., dated 19th August 1936.
Amended by G. N., H. D. (Pol.), No. 1890-Poll., dated 23rd Oct. 1937.
Amended by G. N., H. D. (Pol.), No. 2241, dated 21st Dec. 1937.
Amended by G. N., H. D. (Pol.), No. 3281, dated 30th Nov. 1940.
Amended by G. N., H. D. (Pol.), No. 1522/5, dated 16th Jan. 1947 and subsequent notifications.
Amended by G. N., H. D., No. 4590/6-Poll., dated 14th June 1951.
Amended by G. N., H. D., No. 4590/6-II-Poll., dated 21st July 1952.

In exercise of the powers conferred by section 20 of the Press and Registration of Books Act, 1867 (XXV of 1867), and in supersession of the notifications specified in the margin,* the Governor in Council is pleased to make the following rules for carrying out the objects of the said Act, namely :—

* Government Notifications in the General Department, Nos. 994 and 994-A, dated the 16th March 1891, and No. 2528, dated the 23rd April 1907 ;

Government Notification in the Home Department (Political), No. S.D. 1229, dated the 24th April 1922 ;

Government Notification in the Home Department (Political), No. 1042, dated the 6th June 1922.

1. *Short title.*—These rules may be called the Bombay Press and Registration of Books Rules, 1923.

2. *Definition.*—In these rules, "the Act" means the Press and Registration of Books Act, 1867.

3. *Declaration by keeper of a press.*—A keeper of a press making a declaration under section 4 shall, if the place where such press is situate is a portion only of a building or enclosure or any other premises, state in such declaration a true and precise description of such portion as will, in the opinion of the Magistrate before whom such declaration is made, be sufficient to identify the said portion.

3A. *Declaration by printer or publisher of a newspaper.*—(1) The printer and the publisher of every newspaper published in the State of Bombay shall appear in person before the Chief Presidency Magistrate or the District Magistrate within whose local jurisdiction such newspaper shall be printed or published, or such printer or publisher resides, for making a declaration under sub-section (2) of section 5 of the Act, unless he shall prove to the satisfaction of the Magistrate concerned that he is unable so to appear by reason of any bodily infirmity or other sufficient cause. He shall, in such case, be permitted to appear by an agent authorised by him by a power of attorney duly executed in this behalf to carry out all the requirements of sub-section (2) of section 5 of the Act.

(2) The printer or publisher making such declaration shall, if the premises where the printing or publication of such newspaper is conducted are only a portion of the building or enclosure or any other premises, state in such declaration a true and precise account of such portion as will, in the opinion of the Magistrate before whom such declaration is made, be sufficient to identify the said portion.

3B. *Joint Declarations.*—If two or more persons individually declare themselves to be the keeper of one and the same press or the printer and/or publisher of one and the same newspaper, the Chief Presidency Magistrate or the District Magistrate, as the case may be, shall require each such declarant to describe himself as the joint keeper of the press or the joint printer and/or publisher of the newspaper, as the case may be.

4. *Delivery of copies of newspapers.*—The printer of every newspaper published in the State of Bombay shall, in accordance with the provisions of section 11-A of the Act, delivere two copies of each issue of such newspaper to the Examiner of Books and Publications to Government, Bombay, and one copy thereof to the Curator of Libraries, Bombay, at their offices in Bombay.

5. *Delivery of books.*—(1) Every printer of a book shall in accordance with the provisions of clauses (*a*) and (*b*) of section 9 of the Act, deliver copies of every book printed or lithographed in the State of Bombay as follows :—

(*a*) in the case of a book issuing from a press situate in Greater Bombay, to the Collector of Bombay at the Collector's Office, Bombay ; and

(*b*) in the case of a book issuing from a press situate elsewhere, to the District Magistrate of the district in which the press is situated, at the District Magistrate's office.

(2) Every printer shall also deliver copies of such book to the following public libraries as follows :—

(*a*) two copies to the Central Library, Town Hall, Bombay.

(*b*) one copy to the Regional Library concerned that is, in the case of books in Marathi to the Maharashtra Regional Library, Poona, in the case of books in Kannada to the Karnatak Regional Library, Dharwar, in the case of books in Gujarati to the Gujarati Regional Library, Ahmedabad, and in the case of any other books to the Central Library, Town Hall, Bombay.

6. *Form of receipt for books delivered.*—The receipt referred to in section 10 of the Act shall be in the following form :—

"I, A. B., do hereby acknowledge to have received from C. D., printer/lithographer a copy of required under clause (*a*)/(*b*) of section 9 of the Press and Registration of Books Act, XXV of 1867.

Date Signature."

7. *Quarterly return of books issued from a press.*—Every keeper of a printing press shall, within ten days after the first day of January, the first day of April, the first day of July and the first day of October of each year, forward to the District Magistrate, or, if the press is situate within the limits of the Town and Island of Bombay, to the Collector of Bombay, a return in the subjoined form of all books printed at his press in the quarter preceding the said dates, or if no books have been printed at his press, a statement to that effect—

Quarterly return of books and pamphlets issued from the *Press.*

Full title of book (contents of title page).	Printer and place of publication.	Date of issue from the press or of the publication.

8. *Books delivered to District Magistrate and the Collector of Bombay to be sent to the Examiner of Books and Publications to Government.*—Every District Magistrate and the Collector of Bombay shall, on receiving from a printer delivery of a book under sub-rule (1) of rule 5, forward the same to the Examiner of Books and Publications to Government, Bombay.

9. *Catalogue of books.*—The catalogue of books printed in the State referred to in section 18 of the Act shall be kept by the Examiner of Books and Publications to Government. The Examiner of Books and Publications shall publish the memorandum of the books registered in such catalogue during each quarter in the *Bombay Government Gazette* and forward a copy thereof to the Secretary to the Government of Bombay in the Home Department for being sent to the Government of India.

10. *Additional copies of books.*—Copies of books received by the Examiner of Books and Publications under clause (*b*) of section 9 of the Act should be transmitted by him to the Central Government.

11. *Books to be sent for deposit in the Central and Regional Libraries.*—All books received by the Examiner of Books and Publications to Government under clause (*a*) of section 9 of the Act shall, after being used for the preparation of the catalogue referred to in Rule 9, be forwarded to the Central or Regional Libraries, as the case may be, that is, all books in Marathi, Kannada and Gujarati shall be forwarded to the Maharashtra Regional Library at Poona, the Karnatak Regional Library at Dharwar and the Gujarat Regional Library at Ahmedabad, respectively, and all other books to the Central Library at Bombay:

Provided that books which are required to be brought to the notice of Government shall be forwarded to the Secretary to the Government of Bombay in the Home Department.

11-A. *Disposal of books received by the Central Library.*—The Central Library shall dispose of the copies of books received by it under sub-rule (2) of rule 5 as follows :—

(*a*) one copy to be retained by it for its record.

(*b*) one copy to be kept separately for exchange with books printed or lithographed in other State.

12. When by a notification issued by Government under section 21 of the Act, any book forfeited to Government under section 99-A of the Code of Criminal Procedure, 1898, or section 19 of the Indian Press (Emergency Powers) Act, 1931, or under clause (*c*) of sub-rule (1) of rule 40 of the Defence of India Rules made under section 2 of the Defence of India Act, 1939, is excluded from the operation of Part V of the Act, any entries in respect of such book in the catalogue of books kept under section 18 of the Act, if already made, shall be deleted.

S. 21 **G. N., H. D., No. 1983-Poll., dated 8th November 1937 (B. G., Pt. IV-A, p. 1522).**

In exercise of the powers conferred by section 21 of the Press and Registration of Books Act, 1867 (XXV of 1867), and in supersession of notifications noted in the margin, the Government of Bombay is pleased to declare that the following books and papers shall be exempted from the provisions of the said Act :—

The Government of India—
Home Department, Notification No. 5793, dated the 30th December 1870.
Home Department, Notification No. 5604, dated the 21st December 1871.
Home Department, Notification No. 3276, dated the 16th August 1872.
Education Department, Notification No. 416, dated the 16th December 1915.
Education Department, Notification No. 155, dated the 2nd December 1920.
Education, Health and Lands Department, Notification No. 2213, dated the 9th December 1930.
Education, Health and Lands Department, Notifiction No. 157, dated the 25th January 1932.

1. Reprints and translations without comment or annotation of all Indian Laws published in India.

2. Price Lists and tradesmen's circulars.

3. Catalogues of books and other articles, auctioner's notices, and trade advertisements.

4. Play bills, comprising advertisements of theatrical and musical entertainments.

5. Decisions of Courts of Law without notes or commentaries.

6. Petitions and appeals addressed to constituted authority under the provisions of Law.

7. Testimonials of private individuals or public officers.

8. Annual reports of schools, banks, societies and firms.

9. Almanacs and calendars.

10. Labels affixed to articles of commerce.

11. Visiting cards.

12. Railway tickets.

13. Books and papers printed or published under the orders of Government or for official purposes :

Provided that notwithstanding anything contained, no books and papers issued by or in support of any person who is a candidate at any election either to any legislative body constituted under the Constitution of India, or to any local authority shall be so exempted.

S. 21 **G. N., H. D., No. 3280-Poll., dated 30th November 1940 (B. G., Pt. I, p. 3672).**

In exercise of the powers conferred by section 21 of the Press and Registration of Books Act, 1867 (XXV of 1867), the Government of Bombay is pleased to exclude from the operation of Part V of the said Act, books declared to be forfeited to Government under section 99-A of the Code of Criminal Procedure, 1898 (V of 1898), or section 19 of the Indian Press (Emergency Powers) Act, 1931 (XXIII of 1931), or clause (c) of sub-rule (1) of rule 40 of the Defence of India Rules made under section 2 of the Defence of India Act, 1939 (XXXV of 1939).